

UNITED STATES DISTRICT COURT
for the
Southern District of Indiana

United States of America

v.

Justin McGhee

Case No: 3:08CR00030-004

USM No: 08968-028

Date of Original Judgment: 05/18/2010

Date of Previous Amended Judgment: _____

(Use Date of Last Amended Judgment if Any)

Juval Scott

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

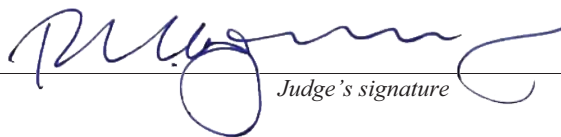
Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 57 months is reduced to time served.

(Complete Parts I and II of Page 2 when motion is granted)

Except as otherwise provided, all provisions of the judgment dated 05/18/2010 shall remain in effect.

IT IS SO ORDERED.Order Date: 11/16/2011


Judge's signature

Effective Date: _____ *

(if different from order date)

The Honorable Richard L. Young

Printed name and title

* Unless otherwise indicated, the effective date of this order shall be ten (10) days after order date.

A CERTIFIED TRUE COPY

Laura A. Briggs, Clerk
U.S. District Court
Southern District of Indiana

By Sina M. Safe
Deputy Clerk



This page contains information that should not be filed in court unless under seal.
(Not for Public Disclosure)

Justin McGhee

DEFENDANT: _____

CASE NUMBER: 3:08CR00030-004

DISTRICT: Southern District of Indiana

I. COURT DETERMINATION OF GUIDELINE RANGE *(Prior to Any Departures)*

Previous Total Offense Level: 25

Amended Total Offense Level: 21

Criminal History Category: I

Criminal History Category: I

Previous Guideline Range: 57 to 71 months

Amended Guideline Range: 37 to 46 months

II. SENTENCE RELATIVE TO THE AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a substantial assistance departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ The reduced sentence is above the amended guideline range.

III. ADDITIONAL COMMENTS